

The Honorable Ricardo S. Martinez

UNITED STATES DISTRICT COURT OF WASHINGTON
AT WESTERN DISTRICT SEATTLE

JULIE DALESSIO, an individual,

Plaintiff,

v.

UNIVERSITY OF WASHINGTON,

Defendant.

No. 2:17-cv-00642 TSZ

DEFENDANTS' SUPPLEMENTAL
INITIAL DISCLOSURES

COME NOW DEFENDANTS, by and through counsel of record Special Assistant Attorney General Jayne L. Freeman and make the following initial disclosures required by Federal Rule of Civil Procedure 26(a)(1) based on information available to Defendants to date. Defendants reserve the right to supplement this initial disclosure as discovery is conducted and disclosures are made by Plaintiff.

I. INDIVIDUALS LIKELY TO HAVE DISCOVERABLE INFORMATION.

The following individuals are likely to have discoverable information, which Defendant may use to support its claims or defenses.

1. Alison Swenson, Compliance Analyst (since July 2014)
c/o Keating, Bucklin & McCormack, Inc., P.S.
800 5th Avenue, Suite 4141
Seattle, WA 98104
206.623.8861

Ms. Swenson prepared the responses to public records requests cited by Plaintiff in her Complaint. She has knowledge of the redaction process and the facts regarding the

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KEATING, BUCKLIN & MCCORMACK, INC., P.S.

ATTORNEYS AT LAW
800 FIFTH AVENUE, SUITE 4141
SEATTLE, WASHINGTON 98104-3175
PHONE: (206) 623-8861
FAX: (206) 223-9423

1 public records productions at issue in this case and communications with Plaintiff.

- 2 • Ms. Swenson sent out search requests for responsive records and prepared a
3 response to PRR-16-00283. See, UW001982-UW00183, UW000779-
4 UW000787, UW00194-UW00185, UW001991-UW002000.
- 5 • Ms. Swensen sent out search requests for records responsive to PRR-2015-
6 00570 and prepared responsive records and an exemption log for documents
7 withheld. See, UW00004-UW000392, UW002001-0020131,
8

9 2. Julie Dalessio
10 1110 29th Ave.
11 Seattle, WA 98122
(206) 324-2590

12 Ms. Dalessio is the plaintiff in this case and has knowledge of facts regarding the
13 allegations in her Complaint.

14 3. Robert Kosin, Assistant Attorney General
15 University of Washington Attorney General's Office
16 c/o Keating, Bucklin & McCormack, Inc., P.S.
17 800 5th Avenue, Suite 4141
Seattle, WA 98104
206.623.8861

18 Mr. Kosin has knowledge of regarding a contact with Plaintiff in 2016. Mr. Kosin
19 may also have knowledge of privileged attorney client communications and/or work
20 product. By disclosing AAG Kosin as an individual with knowledge of some non-
21 privileged information, the University does not in any way intend to waive any applicable
22 privileges that may apply.

23 4. David Betz
24 1325 4th Avenue Suite 1400
25 Seattle, WA 98101-2573
(206) 457-4121

26 Mr. Betz has knowledge of facts regarding a public records request he made to the
27 University of Washington, and the adverse possession lawsuit regarding which Plaintiff

1 alleges some of her damages arise.

- 2 5. Perry Tapper
3 Public Records Compliance Officer (Since September 2013)
4 Office of Public Records and Open Public Meetings
5 c/o Keating, Bucklin & McCormack, Inc., P.S.
6 800 5th Avenue, Suite 4141
7 Seattle, WA 98104
8 206.623.8861

9 Mr. Tapper has knowledge of Plaintiff's contact with the Office of Public Records.

- 10 6. Eliza Saunders
11 Director of the Office of Public Records (Since September 2013)
12 Office of Public Records and Open Public Meetings
13 c/o Keating, Bucklin & McCormack, Inc., P.S.
14 800 5th Avenue, Suite 4141
15 Seattle, WA 98104
16 206.623.8861

17 Ms. Saunders has knowledge of the University's Public Records Office operations,
18 policies, and procedures.

- 19 7. Barb Benson
20 Records Management Services (Since July 2013)
21 c/o Keating, Bucklin & McCormack, Inc., P.S.
22 800 5th Avenue, Suite 4141
23 Seattle, WA 98104
24 206.623.8861

25 Ms. Benson has knowledge regarding records retention policies at the University of
26 Washington.

- 27 8. Lumilla Barbacar, Civil Rights Investigator
Washington State Human Rights Commission
711 South Capitol Way, Suite 402
P.O. Box 42490
Olympia, WA 98504-2490
(360) 359-4921

Ms. Barbacar has knowledge regarding a complaint Plaintiff filed with the Human
Rights Commission in 2016 and communications with Plaintiff regarding it.

9. Laura Skinner, Executive Asst. to the Commissioners
Washington State Human Rights Commission
711 South Capitol Way, Suite 402

1 P.O. Box 42490
2 Olympia, WA 98504-2490
3 (360)359-4921

4 Ms. Skinner has knowledge regarding a petition for reconsideration filed with the
5 Human Rights Commission by Plaintiff and communications with Plaintiff.

6 10. Andrew Palmer
7 Compliance Analyst (since June 2015)
8 c/o Keating, Bucklin & McCormack, Inc., P.S.
9 800 5th Avenue, Suite 4141
10 Seattle, WA 98104
11 206.623.8861

12 Mr. Palmer processed Pr-2016-00760 (Ms. Dalessio's request for her own records)
13 and collected and produced documents to Ms. Dalessio. See, UW002032-002454,
14 UW00788-UW001936.

15 11. Ana Marie Keeney
16 Human Resources Consultant (since July 2013)
17 c/o Keating, Bucklin & McCormack, Inc., P.S.
18 800 5th Avenue, Suite 4141
19 Seattle, WA 98104
20 206.623.8861

21 Ms. Keeney located copies of notice of charge and from the Washington State
22 Human Rights Commission (WSHRC) sent to UW HR in 2016 regarding Plaintiff's
23 complaints WSHRC #17EZ-0220-16-7/EEOC #38G-2017-00020 and the Commission's
24 final action finding no jurisdiction and related documents sent in 2016-2017. UW002966-
25 UW00304.

26 12. Patty Van Velsir
27 Former Human Resources Consultant (retired 2017)

Ms. Van Velsir may have been copied on some public records search requests.

13. Amy Robles
Compliance Analyst (since December 2016)

akrobles@uw.edu

Ms. Robles uploaded records responsive to PR-2016-00760 (Dalessio) to the public records office on or about December 22, 2016 in response to a request from public records analyst Andrew Palmer. UW002395-UW002399.

Records reflect Ms. Robles received additional records that Ms. Holloway located when she was clearing out her office the last time upon retirement and forwarded on December 16, 2016. UW00265-UW002299.

Ms. Robles uploaded a second installment of records responsive to PR-2016-00760 on or about January 6, 2017 to the public records office. See, UW002421-UW002422. Records reflect Ms. Robles obtained authorization for public records to request a snapshot of Rhoda Ashley Morrow's email account. UW002409-UW002414.

14. Jeanie Miele
Former Compliance Analyst (February 2014-October 2015)
Address Unknown

Records reflect that Ms. Meile received a request to locate records responsive to PR-2015-00570 that Alison Swenson from public records sent September 16, 2015. Ms. Miele searched for a departmental representative who may be able to locate a Lab Medicine department file for Plaintiff. On September 17, 2015, Karen Holloway reported to Ms. Miele that she submitted the request to a Program Coordinator (presumably Matt Maria) so the records could be retrieved from storage in archives. On September 25, 2015, Ms. Miele received an email and attached "Julie Dalessio file" via email from Karen Holloway and forwarded the records to the public records office on September 25, 2015 and again on October 8, 2015. See, UW002003, UW002455-UW002952.

15. Cheryl Manekia
Program Operations Specialist, Payroll (since August 2014)
cmanekia@uw.edu

Ms. Manekia reported to public records staff Alison Swenson on April 25, 2016 that she searched and located no records of employment verification requests for Julie Dalessio or records responsive to PRR-16-00283. In September of 2015, Ms. Manekia search for and forwarded records responsive to PRR-2015-00570 from the payroll office to Ms. Swenson in the public records office. UW000392, UW001992-UW001994

16. Odessah Visitation
Human Resources Specialist (since July 2013)

Ms. Visitation provided a certification on April 27, 2016 that she searched but located no records responsive to Public Records Request 16-00283 in the Medical Centers Human Resources Department files. UW001995.

- 1 17. Paola M. Quinones
2 Former Assistant to the Vice President (August 2014-February 2017)
3 Address Unknown

4 On October 9, 2015, Ms. Quinones forwarded records responsive to PRR-2015-570
5 from Campus Human Resources to Ms. Swenson in the public records office. On October
6 14, 2015, Ms. Quinones forwarded documents responsive PRR-2015-570 located in the
7 Benefits Office to Ms. Swenson in Public Records. On October 21, 2015, Ms. Quinones
8 forwarded a document received from the DSO office responsive PRR-2015-570 to Ms.
9 Swenson in public records. See, UW002001-UW002011.

10 On December 6, 2016, Ms. Quinones forwarded records responsive to PR-2016-
11 00760 to public records analyst Andrew Palmer. On December 20, 2016, Ms. Quinones
12 reported to Mr. Palmer that DSO did not have documents responsive to the request.
13 UW002415-UW002420.

14 On April 27, 2017, Ms. Quinones reported to public records staff that the Campus
15 Human Resources Office did not locate any records responsive to PRR-16-00283.
16 UW001996-UW001998.

- 17 18. Matt Maria
18 Former Program Coordinator, Laboratory Medicine (July 2013-December
19 2016)
20 Address Unknown

21 Records reflect former employee Matt Maria requested a box from Records
22 Management Services archives (#43135) on or about September 21-22, 2015 that contained
23 Plaintiff's department file from Laboratory Medicine in response to PRR-2015-00570. The
24 box was returned to archives on or about October 18, 2016. Records Management Services
25 records reflect box #43135 contained "Personnel Records Terms, A-F, Year 2003".
26 UW002966- UW002995.

27 Records reflect Mr. Maria also requested box #43135 from Records Management
28 Services archives (#43135) on or about December 5, 2016, that the box was checked out of
29 archives December 12, 2016 for delivery and returned to archives December 15, 2016.
30 UW002966- UW002995.

31 Records reflect that Mr. Maria may have originally sent the department files located
32 in box #3 ("personnel records Terms A-F 2003") from the Lab Medicine Department to
33 Records Management Storage in 2005. UW002960-UW002964.

- 34 19. Tamara Schmautz
35 Manager of Program Operations, Virology Division Administrator, Lab
36 Medicine (since October 2013)

37 Records reflect Ms. Schmautz was asked to locate records responsive to PR-2016-
38 00760 and that she communicated to Amy Robles on December 5, 2016 that her division

1 did not have any records regarding Plaintiff. UW002412-UW0014.

2 20. Steven Durant
3 Former Human Resources Department Manager/Administrator (November
4 2015-March 2017)
5 Address Unknown

6 Records reflect Mr. Durant was copied on some public records search requests
7 related to PR-2016-00760 (Dalessio). See, UW002032-UW002040, UW002296-
8 UW002298

9 21. Karen Holloway
10 Former Associate Administrator, Dept. of Laboratory Medicine (retired
11 January 2017)
12 Address Unknown

13 Records reflect on September 17, 2015, Karen Holloway reported to Ms. Miele that
14 she submitted the request to a Program Coordinator (presumably Matt Maria) so the records
15 could be retrieved from storage in archives. On September 25, 2015, Ms. Miele received an
16 email and attached "Julie Dalessio file" via email from Karen Holloway and forwarded the
17 records to the public records office on September 25, 2015 and again on October 8, 2015.
18 See, UW002003, UW002455-UW002952.

19 Records reflect Ms. Holloway requested Plaintiff's department file from archives in
20 December 2016 in response to Ms. Dalessio's PR-2016-760 request and subsequently
21 forwarded a copy of Plaintiff's department file to Lauren Fischer on December 12, 2016.
22 The documents were forwarded to Amy Robles, who uploaded them to the public records
23 office. See, UW002032-002401. Records reflect Ms. Holloway located one more file
24 related to Plaintiff when she was clearing out her office the last time upon retirement and
25 she forwarded the documents to Ms. Robles, Mr. Durant, and Ms. Fischer on December 16,
26 2016, which was uploaded to the office of public records. UW00265-UW002299.

27 22. Jennifer Klohe
HR Specialist
klohej@uw.edu

Ms. Klohe forwarded a copy of a November 22, 2016 letter mailed to the
Human Resources office from attorney Seth Rosenberg requesting a copy of Ms. Dalessio's
personnel file on her behalf to the Public Records Office on November 28, 2016 in response
to a request to locate University records related to Ms. Dalessio. UW001989-001990.

23 23. Lauren Fischer
24 Former Program Manager
25 Address unknown

Ms. Fischer may have been copied on some public records search requests and

passed on search requests from public records on to various departments.

II. DOCUMENTS AND TANGIBLE THINGS IN POSSESSION OF DEFENDANTS THAT MAY BE USED TO SUPPORT ITS DEFENSES:

Doc. No.	Description	Bates Range	Date Produced to Plaintiff in Litigation
1.	Plaintiff Julie Dalessio tort claim dated October 21, 2016	UW00001-00003	June 1, 2017
2.	PR-2015-00570 (Betz) Public Records Request 9.16.15 (for Dalessio documents) and related documents Produced: 11.20.2015 and 12.4.2015	UW00004-000392	June 1, 2017
3.	PR-2016-00218 (Dalessio) Public Records Request 3.25.2016 (for copies of documents released to Betz) and related documents Produced: 4.5.2016	UW000393-UW000778	June 1, 2017
4.	PR-2016-00283 (Dalessio) Public Records Request 4.16.2016 (for information re who accessed her records) and related documents Response: 4.27.16	UW000779-000787	June 1, 2017
5.	PR 2016-00760 Public Records Request (Dalessio) 11.09.2016 (for her entire personnel file and related records) and related records Produced: 1.26.2017 and 2.15.2017	UW000788-001936	June 1, 2017
6.	2003 Settlement Agreement	UW001937-001940	June 1, 2017
7.	Plaintiff Julie Dalessio Summons & Complaint served April 3, 2017	UW001941-1980	June 1, 2017
8.	Correspondence between Plaintiff Julie Dalessio and the University	UW001981-001988	June 1, 2017
Document Name		Bates Range	
Dalessio atty duplicate PRR (UWHR) Ana Marie Keeney/Patricia Van Velsir,		UW001989-UW001990	August 15, 2017

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1	UWMC Human Resources		
2	PRR #283-other correspondence (10 pp)	UW001991-UW002000	August 15, 2017
3	Alison Swenson		
4	Odessah Visitacion		
5	Cheryl Manenkia		
6	Paola Quinones (on behalf of Mindy Kornberg)		
7	PRR #570-other correspondence (31 pp)	UW002001-UW002031	August 15, 2017
8	Alison Swenson		
9	Paola Quinones		
10	PRR #760 - processing emails	UW002032-UW002401	August 15, 2017
11	Andrew Palmer		
12	Lauren Fisher		
13	Karen Holloway		
14	Amy Robles		
15	PRR #760-other correspondence (21 pp)	UW002402-UW002422	August 15, 2017
16	Andrew Palmer		
17	Amy Robles		
18	Paolo Quinones		
19	PRR #760-other correspondence (32 pp)	UW002423-UW002454	August 15, 2017
20	Andrew Palmer		
21	Paola Quinones		
22	Amy Robles		

23	PRR #760-processing emails - docs(combo)(498 pp)	UW002455-UW002952	August 15, 2017
24	Andrew Palmer		
25	Jeanne Miele		
26	Kim Williams		
27	Karen Holloway		
28	RCW 42.56 glossary	UW002953-UW002959	August 15, 2017
29	Alison Swenson/Andrew Palmer		
30	Lab Med archive box requests (2015-2017)(6pp)	UW002960-UW002965	August 15, 2017
31	Rebecca Caulfield, Lab Medicine		
32	RMS archive processing (30 pp)	UW002966-UW002995	August 15, 2017
33	Christine Taylor, UW Medicine, RMS Archives		
34	WSHRC-EEOC documents (UWHR - UCIRO copies)	UW002996-UW003004	August 15, 2017
35	Ana Marie Keeney/Patricia Van Velsir,		

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UWMC HR		
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III. COVERAGE

The University of Washington and its employees, agents, and students are covered for liabilities arising from negligent acts and or omissions committed in the course and scope of their University duties. This coverage is provided through a self-funded program established pursuant to RCW 28B20.250 et seq., and governed by the Standing Orders of the Board of Regents. The liability program provides unlimited coverage, operates on an occurrence basis, and applies at all approved sites of practice or education.

IV. DAMAGES

Not Applicable to Defendants.

DATED: May 18, 2018

KEATING, BUCKLIN & McCORMACK, INC., P.S.

By: /s/ Jayne L. Freeman

Jayne L. Freeman, WSBA #24318

Special Assistant Attorney General for Defendants

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DECLARATION OF SERVICE

I declare that on May 18, 2018, I caused a true and correct copy of the foregoing document to be served on the party listed below *via email* .

Attorney for Plaintiff

Mr. Joseph Thomas
14625 S.E. 176th St., Apt. N-101
Renton, WA 98058-8994
(206)390-8848
joe@joethomas.org

DATED: May 18, 2018

/s/ Jayne L. Freeman

Jayne L. Freeman